

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of

**E911 Requirements for IP-Enabled Service
Providers**

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WC Docket No. 05-196

**M5 NETWORKS, INC.
CONFIRMATION OF 100% COMPLIANCE**

M5 Networks, Inc. ("M5"), by its undersigned counsel, submits this notice to the Commission, confirming that it has received affirmative responses from 100% of its customers that they have received and understand M5's statement regarding the potential limitations of its E911 service.

- On July 29, 2005, pursuant to the Commission's *VoIP E911 Order*,¹ M5 sent a statement regarding the potential limitations of its E911 service, and related materials, to all of its customers by email.
- On August 10, 2005, pursuant to the Commission's Public Notice dated July 26, 2005,² M5 filed a Subscriber Notification Report, confirming that it had sent the statement to all of its customers, and reporting that as of August 10, it received affirmative responses that the notice was received and understood from 56% of its customers.
- On September 1, 2005, pursuant to the Commission's Public Notice dated August 26, 2005,³ M5 filed its Update of August 10, 2005 Subscriber Notification Report, confirming that it received affirmative responses from 88% of its customers, and expected to have 100% compliance in the near future.
- On September 20, 2005, M5 informed its counsel that it obtained affirmative responses from 100% of its customers.
- Because M5 no longer required an extension of the Enforcement Bureau's decision to refrain from enforcing the *VoIP E911 Order*, M5 did not file an update to its Subscriber Notification Report on September 22.

¹ *IP-Enabled Services and E911 Requirements for IP-Enabled Service Providers*, First Report and Order and Notice of Proposed Rulemaking, 2005 WL 1323217, FCC (rel. June 23, 2005) (*VoIP E911 Order*).

² Public Notice, *Enforcement Bureau Provides Guidance to Interconnected Voice Over Internet Protocol Service Providers Concerning the July 29, 2005 Subscriber Notification Deadlines*, DA 05-2085 (rel. July 26, 2005).

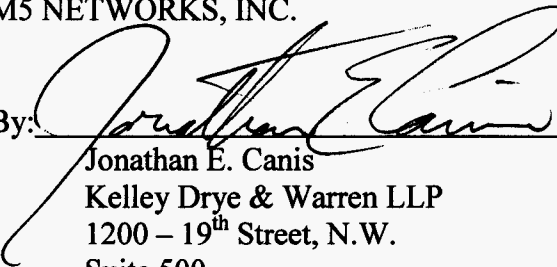
³ Public Notice, *Enforcement Bureau Provides Further Guidance to Interconnected Voice Over Internet Protocol Service Providers Concerning Enforcement of Subscriber Acknowledgement Requirement*, DA 05-2358 (rel. Aug. 26, 2005).

- M5 reads the Commission's Public Notices as no longer requiring the filing of Subscriber Notification Reports after 100% compliance with the *VoIP E911 Order's* customer notification requirements has been attained, and so is not planning to file additional updates. Please advise us if we have misinterpreted the Bureau's reporting requirements – M5 of course is prepared to submit whatever information the Bureau requires.

By this notice, M5 confirms that it has received affirmative responses that its customers have received and understand M5's statement regarding the potential limitations of its E911 service from 100% of its customers, as of September 20, 2005. As a result, M5 is not required to terminate service to any of its customers due to lack of compliance with the *VoIP E911 Order*.

Respectfully submitted,

M5 NETWORKS, INC.

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